

LETTER SENT TO JACOB H. SCHIFF

Secretary Root Explains Position of Government Regarding Jan Pouden.

CASE HAS BEEN REOPENED

PRISONER MAKES DASH AT LAWYER IN COURT.

New York, Oct. 21.—A letter from Secretary of State Root to Jacob H. Schiff of New York was made public here today, dealing with the attitude of the government in securing equality of treatment for American citizens visiting Russia, and also explaining the government's position in the case of Jan Janoff Pouden, the Russian refugee now detained in New York City by the federal court. Mr. Root's letter brings out for the first time that the United States has asked Russia for a complete revision and amendments of the treaty of 1832, which provides for reciprocal rights of residence and travel on the part of the citizens of the two countries.

In his letter Secretary Root says: "Of course, this government does not for a moment contemplate sending Pouden or any one else back to Russia or to any other country to be tried for a political offense."

Question for the Courts.

An extradition case, however, is a judicial proceeding, in which testimony is taken before a committing magistrate in accordance with the law, and in which the magistrate decides upon the evidence before him. His decision then comes before the state department for review. In this case the decision of the commissioner in New York, together with the evidence, was received by the state department at Washington on the 11th of last month. The magistrate's decision was against Pouden, and it appeared when the law officers of the department examined the record that no substantial evidence had been produced before the magistrate to show that the offenses charged against Pouden were political, so that if the state department had acted promptly in the case it would

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Samples for experimental purposes may be had free of charge by writing direct to the Emergency Laboratories, 32 West Twenty-fifth street, New York City.

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give elasticity and ease.

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have been obliged to decide that the magistrate's decision was correct upon the evidence before him, and to issue a warrant for Pouden's extradition.

Pouden's Case Reopened.

In view, however, of statements afterward brought to the attention of the department tending to show that Pouden was in fact a political offender and not an ordinary criminal, instead of an adverse decision being made, a casual inquiry was made by the department, and upon its appearing that there was substantial evidence in the form of affidavits which had not been produced before the magistrate to show Pouden's acts were political, the magistrate was directed to reopen the case and give Pouden's counsel an opportunity to introduce such evidence, you will perceive that the delay in deciding the case, far from being injurious to Pouden, has been altogether favorable to him and for the purpose of giving him an opportunity to prove his real defense, which he failed to prove originally."

Attempted Assault.

During an argument before Commissioner Shields on the question of reopening the Pouden case today, Pouden rushed at Frederick H. Couderc, counsel for the Russian government, but was stopped by United States Marshal Henry. Mr. Couderc had opposed reopening the case on the ground that the commissioner is now without jurisdiction, having once decided the case. Congressman Herbert Parsons, counsel for Pouden, urged Pouden's claims for a rehearing, and the commissioner said he was inclined to proceed with it, but would give Mr. Couderc until tomorrow to prepare a brief.

FOUR COLORED MEN PERISHED

Hudson River Steamer New
York Consumed by Fire
Yesterday Morning.

Newburgh, N. Y., Oct. 21.—It was definitely learned today that four colored men perished in the burning of the Hudson river steamer New York at Marvel's ship yard here early today. They are:

James Jones, Jacksonville, Fla.
Alex. Bran, New York.
Isaac Jones, Jacksonville, Fla.
Joseph Matthews, Charleston, S. C.

Since the end of the day line season the New York has been moored at the ship yards. Soon after midnight fire was discovered aft. The Newburgh fire department was called, but the firemen were unable to stay the destruction. There was no steam in the boiler when the fire broke out, and the steamer's pumps were useless.

Men Were Asleep.

The blaze was first discovered by a waiter. There were twenty-five colored men asleep on the boat, and when they were awakened they had no time to dress. They fled from the burning steamer and shivered in blankets on the pier watching the vessel burn.

The men had been paid off and, besides their clothing, most of them lost their money, in some cases as much as \$200. Today the charred bodies of four of the men were found below decks in men's sleeping quarters aft.

Matthews, who was a pantryman, when fleeing with his companions, learned that some of them had been left behind. He insisted on returning to rescue them. Rushing through the flames and smoke, he disappeared from view and never returned.

Barely Escaped.

Some citizens who had ventured aboard were almost burned by the fire and barely escaped with their lives. The wind blew hard off-shore and carried the flames out in the river away from the ship yard buildings. A small barge lying near the burning steamer caught fire and floated out in the stream a charred hull. At various times during the morning the flames communicated to the ship yard, but were extinguished. Every part of the vessel that was combustible was destroyed, and nothing is left of the beautiful river steamer but the charred hull, broken in two, with a mass of twisted steel and iron work. The origin of the fire is not yet known, but it is stated that it was caused by the explosion of a lamp. The steamer cost more than \$500,000, and was lengthened at a cost of \$40,000.

Are You Only Half Alive?

People with kidney trouble are as weak and exhausted that they are only half alive. Foley's Kidney Remedy makes healthy kidneys, restores lost strength to health. Refuse any but Foley's. F. J. Hill Drug Co.

TENEMENT HOUSE HORROR

Three Killed, Four Badly Injured and
the Lives of 100 Persons Imperiled
by Fire in New York.

New York, Oct. 21.—Three were killed, four others badly injured and the lives of 100 more were imperiled by a fire in the six-story tenement house at 83 East Third street early today.

The Dead.

Mrs. Hetta Moscovitz, aged 25.
Maurice Moscovitz, 3 months, son of Mrs. Moscovitz.
Man known as Louis, boarder in the Moscovitz home.

None of the injured will die. The fire started in the basement, and before an alarm had been given the lower part of the house was ablaze and the flames were sweeping up the stairways. When the alarm swept through the crowded house there was a mad scramble for fire escapes and windows, and for ten minutes the firemen and police were kept busy carrying the frightened ones to safety.

It was not until the fire had been controlled and a search of the house was made that it was known any lives had been lost. The bodies of Mrs. Moscovitz, her baby, and Louis, the boarder, were found in the Moscovitz rooms on the top floor. They had been overcome by smoke as they slept, and the bodies were horribly burned. The building was badly damaged.

Newhouse and Boston Buildings.

Partitions now being placed. Parties desiring space can have same placed to suit their demand, if arranged before Nov. 10. Applications received by B. E. Hall, agent, 608 Dooly block. Both phones 415.

Kodak Finishing.

Salt Lake Photo Supply Co., 142 Main.

ABATING SMOKE NUISANCE

Tracks of Illinois Central Railroad
in Chicago City Limits Will
Be Electrified.

Chicago, Oct. 21.—Electrification of all the tracks of the Illinois Central Railroad company within the limits of Chicago was authorized at the annual meeting of stockholders of that road held here today. The change from steam to electricity must, according to the resolution, "proceed with all reasonable dispatch."

The Illinois Central tracks entering the city run along the lake shore through a well-to-do residence district, and are used constantly by the company in the suburbs for through and local freight traffic. The smoke and dust arising therefrom have long been objects of attack by persons living along the line.

The board of directors of the road also passed a resolution, prior to the stockholders' meeting, asserting the desirability of all railroads entering the city going all in their power to minimize the smoke nuisance.

The stockholders elected John G. Sheild of Chicago to fill the vacancy in the board of directors made by the retirement of J. D. Cutting. The other retiring directors were re-elected.

He Knows

Consult your doctor freely about medical matters. He knows. Trust him. Do as he says. Follow his advice.

Talk with your doctor about Ayer's non-alcoholic Sarsaparilla. Ask him if he prescribes it for pale, delicate children. Ask him if he recommends it when the blood is thin and impure, and when the nerves are weak and unsteady. Ask him if it aids nature in building up the general health.

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Try one with Oysterettes—
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You will be astonished how the natural flavor of the oyster is brought out by

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All of Dubel's 10 cent Handkerchiefs **3c** All of Dubel's 15 cent Sox **7c** All of Dubel's 35 cent Suspenders **19c** All of Dubel's 20 cent Fancy Sox **11c** All of Dubel's fine 35c fancy Lisle Sox **19c**

All of Dubel's 75c heavy fleeced lined and Derby Ribbed Under-shirts or drawers **39c** All of Dubel's heavy Wool Under-shirts or Drawers **77c** All of Dubel's finest Wool Undershirts or Drawers, value up to \$3.50 **\$1.38** All of Dubel's \$2.00 "Set Snug" Worsted Union Suits **97c**

All of Dubel's finest 75 cent Ties **39c** All of Dubel's 25 cent Wool Sox **11c** All of Dubel's fine 75 cent Suspenders **39c** All of Dubel's 35 cent Neckties **19c** All of Dubel's 35c extra heavy Wool Sox **19c**

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